

REMARKS/ARGUMENTS

This Amendment is being provided as a submittal to accompany a Request for Continued Examination (RCE). Please note that because the Final Office Action of September 16, 2004, was initially responded to within two months, the shortened statutory period for response extends to the date of the Advisory Action, January 4, 2005. Therefore, this Amendment and corresponding RCE are being submitted with a one-month extension fee within the one-month period extending from the date of the Advisory Action to February 4, 2005. The status of the claims following entry of the present amendment is summarized below.

- 10 Claim 1 is currently amended.
- Claims 2-8 are cancelled.
- Claims 9-18 are new.
- Claims 1 and 9-18 are pending.

15 **Claim Objections**

 The Office has objected to claim 5 as being dependent upon itself. Claim 5 has been cancelled.

Rejections under 35 U.S.C. § 102

- 20 Claims 1-4 and 6-8 were rejected under 35 U.S.C. §102(e) as being anticipated by Hale et al. ("Hale") (U.S. Patent No. 6,192,418). These rejections are respectfully traversed.

 Please note that claims 2-4 and 6-8 have been cancelled.

- 25 Hale discloses a method for performing external procedure calls from a client program to a server program, wherein the client program and the server program operate

on separate processors, i.e., a client processor and server processor, but share a common memory. Additionally, the separate processors can operate under separate operating systems, i.e., a client operating system and a server operating system. According to Hale, when the client program calls a particular server program function, the client program
5 calls a proxy procedure for the particular server program function. The proxy procedure notifies the server operating system that the particular server program function is about to be called. Then, the server operating system invokes a stub procedure to perform required parameter translation and call the particular server program function. When the particular server program function is completed, the stub procedure performs required parameter
10 and return value translation and notifies the server operating system to return control to the client program. The client program then continues execution making use of the parameters and return values received from the particular server program function.

With respect to claim 1, as amended, Hale does not teach a module interface capable of receiving a file system request configured in either of multiple file system
15 formats, wherein the module interface is defined to translate the received file system request into a dynamic flat file system request. Additionally, Hale does not teach a first software module being capable of communicating with a second software module via translation through the dynamic flat file system as provided by the module interface.

For a claim to be anticipated under 35 U.S.C. §102, each and every feature of the
20 claim must be disclosed in a single prior art reference. In view of the foregoing, the Applicant respectfully submits that claim 1 is not anticipated by Hale and is patentable over the cited art of record. Therefore, the Office is respectfully requested to withdraw the rejection of claim 1.

Additionally, since each of claims 9-14 ultimately depends from claim 1, each of
25 claims 9-14 includes all features recited in claim 1. Therefore, the Applicant submits that

each of the new claims 9-14 is patentable over the cited art of record for at least the reasons provided discussed above with respect to claim 1.

Rejections under 35 U.S.C. § 103

- 5 Claim 5 was rejected under 35 U.S.C. §103(a) as being unpatentable over Hale in view of Latif et al. ("Latif") (U.S. Patent No. 6,400,730). This rejection is respectfully traversed.

 Please note that claim 5 has been cancelled.

10 **New Claims**

 Claims 9-18 are new in this Amendment. The Applicant submits that each of claims 9-18 is fully supported by the specification as originally filed and thus does not introduce new matter.

In view of the foregoing, the Applicant respectfully submits that each of claims 1-8 is patentable over the cited art of record. Therefore, a notice of allowance is respectfully requested. If the Examiner has any questions concerning the present amendment, the Examiner is kindly requested to contact the undersigned at (408) 749-6900 ext. 6914. If any additional fees are due in connection with filing this amendment, the Commissioner is also authorized to charge Deposit Account No. 50-0805 (Order No. INSTP007B). A duplicate copy of the transmittal is enclosed for this purpose.

Respectfully submitted,
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